

at 12 o'clock and 30 min. P M.  
SUE BEITIA, CLERK

**FACTS**

- (1) Plaintiff received two (2) letters from Defendant, implementing a new non-smoking policy, one on March 3, 2013 and another on March 13, 2013, *AND 3-29-2013*  
EXHIBIT (A).
- (2) La lola Elderly is not a building facility. *AND NOT A PROJECT*
- (3) La lola is an elderly housing apartment complex and it is the Plaintiff's private residence.
- (4) Cause of Action.
- (5) Count 1.
- (6) Invasion of Plaintiff's Zone of Privacy.
- (7) Violation of Plaintiff's United States Constitutional Bill of Right Guarantee Penumbra Right of Privacy.
- (8) Due process of law depriving Plaintiff of his liberty and constitutional protection and Penumbra Right of Privacy.
- (9) Negligence.
- (10) Infliction of mental anguish, pain, and suffering.

Therefore, cause was shown; Plaintiff prays for judgment against Defendant, the State of Hawaii Public Housing Authority as follows:

Count 1

An order for monetary damages.

An order for Defendant to cancel the new non-smoking policy.

General damages in the amount of ~~15,000,000~~

Punitive damages.

For such and other costs, this Honorable Court may deem just and proper.

PRO SE FRANK WEBB JR PLAINTIFF  
I I H O I H O PL # 308 A  
WIAHIAWA HI 96786  
808-426-8392  
Frank Webb Jr

STATEMENT IN SUPPORT OF PLAINT  
PLAINTIFF IS A SEVENTY (70) YEAR OLD DISABLE MERCHANT SEAMAN  
PLAINTIFF HAVE LIVED AT LAIOHA ELDERLY HOUSING APARTMENT  
COMPLEX, IN HIS PRIVATE RESIDENT FOR TWO (2) YEARS AND (3) MONTHS

RIGHT OF PRIVACY CONSTITUTIONAL LAW  
THE SUPREME COURT HAS REPEATLY RULED THAT THIS RIGHT  
IS IMPLIED IN THE ZONE OF PRIVACY CREATED BY SPECIFIC  
CONSTITUTIONAL GUARANTEE

THE SUPREME COURT HAS RULED THAT THE SPECIFIC GUARANTEE  
IN THE BILL OF RIGHTS, HAVE PENUMBRAS CONTAINING  
IMPLIED RIGHT OF PRIVACY

DEFENDANT NON SMOKING POLICY PROHIBITING PLAINTIFF TO SMOKE  
TOBACCO PRODUCT IN THE PRIVACY OF HIS PRIVATE RESIDENT, IS A  
INVASION OF PLAINTIFF ZONE OF PRIVACY

ACCORDING TO CHAPTER 328J OF THE HAWAII REVISED STATUTES  
PLAINTIFF SMOKING IN HIS PRIVATE RESIDENTS IS EXEMPT  
FROM DEFENDANT NON SMOKING POLICY

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